

Customer No.	0264	
Attorney's Docket No.:	GK-EIS-1083 / 500593.20075	
U.S. Application No.:	10/505,255	
International Application No.:	PCT/EP03/01729	
International Filing Date:	FEBRUARY 20, 2003	20 FEBRUARY 2003
Priority Date Claimed:	FEBRUARY 21, 2002	21 FEBRUARY 2002
Title of Invention:	HEADPHONE SET	
Applicant(s) for (DO/EO/US):	Johannes KAULFUSS and Axel GRELL	

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☐ 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☒ 2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ 3. This express request to begin national examination procedures [35 U.S.C. 371 (f)] at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C. 371(b) and PCT Articles 22 and
- ☐ 4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- ☐ 5. A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
 - a) ☐ is transmitted herewith (required only if not transmitted by the International Bureau)
 - b) ☐ has been transmitted by the international Bureau
 - c) ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
- ☐ 6. A translation of the International Application into English [35 U.S.C. 371(c)(2)]
- ☐ 7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
 - a) ☐ are transmitted herewith (required only if not transmitted by the International Bureau)
 - b) ☐ have been transmitted by the International Bureau
 - c) ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
 - d) ☐ have not been made and will not be made
- ☐ 8. A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]
- ☒ 9. An EXECUTED Oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]
- ☐ 10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

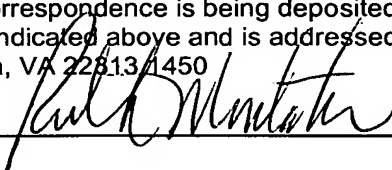
Items 11. to 16. Below concern other document(s) or information included:

- ☐ 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98
- ☐ 12. An Assignment document for recording. A separate cover sheet (PTO-1619A) in compliance with 37 CFR 3.28 and 3.31 is included.
- ☐ 13. ☒ A FIRST preliminary amendment
☐ A SECOND or SUBSEQUENT preliminary amendment
- ☐ 14. A substitute specification with abstract (attached to the preliminary amendment)
- ☐ 15. A change of power of attorney and/or address letter
- ☒ 16. (other items or information) 371 Formalities letter dated March 22, 2005

EXPRESS MAIL No.: EV 302 916 433 US

Deposited: May 23, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450



/Ruth Montalvo Date: May 23, 2005

CALCULATIONS PTO USE ONLY

☐ 17. The following fees are submitted:

BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]

<input type="checkbox"/> Search Report has been prepared by the EPO or JPO	\$ 920.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO [37 CFR 1.482]	\$ 730.00
<input type="checkbox"/> No International preliminary examination fee paid to USPTO [37 CFR 1.482] but International search fee paid to USPTO [37 CFR 1.445(a)(2)]	\$ 770.00
<input type="checkbox"/> Neither International preliminary examination fee [37 CFR 1.482] nor International search fee [37 CFR 1.445(a)(2)] paid to USPTO	\$ 1,080.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO [37 CFR 1.482] and all claims satisfied provisions of PCT Article 33(1)-(4)	\$ 100.00

ENTER APPROPRIATE BASIC FEE AMOUNT:

\$

Claims

Number
Filed

-20

Number
Extra

Rate

Total Claims (Prel.Amt)

6

x \$ 18. =

Indep. Claims

2

-03

x \$ 86. =

☐ Multiple Dependent Claim(s) (if applicable) + \$ 290. =

TOTAL OF ABOVE CALCULATIONS:

\$

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date [37 CFR 1.492(e)]

\$130.00

TOTAL OF ABOVE CALCULATIONS:

\$130.00

Applicant claims Small Entity Status [See 37 CFR 1.27] Reduction by ½ for filing by small entity

SUBTOTAL:

\$130.00

Processing fee of \$130.00 for furnishing the English Translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date [37 CFR 1.492(f)]

TOTAL NATIONAL FEE:

\$130.00

Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31]. \$ 40.00 per property+

TOTAL FEE(S):

\$130.00

05/31/2005 GFREY1 00000000 10505255

01 FC:1617

130.00 OP

**AMOUNTS TO BE
REFUNDED OR CHARGED**

**REFUNDED
CHARGED**

\$
\$

~~(Please note the filing fee is based on the claims in the Preliminary Amendment)~~

☒ Check in the amount of \$ 130.00 to cover the above fees is enclosed. (The Commissioner is hereby authorized to charge any additional fees required with this submission or to credit any overpayment to Deposit Account No: 50-1529.)

NOTE: Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Gerald H. Kiel, Esq.

Reed Smith LLP

(Customer No. 026418)

599 Lexington Avenue

New York, NY 10022-7650

Harry K. Ahn

Harry K. Ahn for G. Kiel

40,243

for Gerald H. Kiel

Name

Signature

25,116
Reg. No.

May 23, 2005
Date

(Tel. (212) 521-5400)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/505,255	Johannes Kauffuss	GK-EIS-1083/500593.20075

INTERNATIONAL APPLICATION NO.

PCT/EP03/01729

I.A. FILING DATE

PRIORITY DATE

02/20/2003

02/21/2002

26418

REED SMITH, LLP

ATTN: PATENT RECORDS DEPARTMENT

599 LEXINGTON AVENUE, 29TH FLOOR

NEW YORK, NY 10022-7650

CONFIRMATION NO. 5405

371 FORMALITIES LETTER



OC000000015500917

Date Mailed: 03/22/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/20/2004
- English Translation of the IA filed on 08/20/2004
- Copy of the International Search Report filed on 08/20/2004
- Copy of IPE Report filed on 08/20/2004
- Preliminary Amendments filed on 08/20/2004
- Information Disclosure Statements filed on 08/20/2004
- Oath or Declaration filed on 08/20/2004
- Copy of references cited in ISR filed on 08/20/2004
- U.S. Basic National Fees filed on 08/20/2004
- Priority Documents filed on 08/20/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

DOCKET

Total additional fees required for this application is \$130 for a Large Entity:

DUE

May 22, 2005 Elected Decl. Due
Oct. 22, 2005 Deadline

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/505,255	PCT/EP03/01729	GK-EIS-1083/500593.20075